

E-filed: 4/13/09

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

RAMBUS INC.,

Plaintiff,

v.

HYNIX SEMICONDUCTOR INC., HYNIX
SEMICONDUCTOR AMERICA INC.,
HYNIX SEMICONDUCTOR
MANUFACTURING AMERICA INC.,

SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA,
INC., SAMSUNG SEMICONDUCTOR, INC.,
SAMSUNG AUSTIN SEMICONDUCTOR,
L.P.,

NANYA TECHNOLOGY CORPORATION,
NANYA TECHNOLOGY CORPORATION
U.S.A.,

Defendants.

No. C-05-00334 RMW

ORDER RE RAMBUS'S REQUEST FOR A
CASE MANAGEMENT CONFERENCE
REGARDING SAMSUNG'S § 17200 CLAIM

RAMBUS INC.,

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA,
INC., SAMSUNG SEMICONDUCTOR, INC.,
SAMSUNG AUSTIN SEMICONDUCTOR,
L.P.,

Defendants.

No. C-05-02298 RMW

ORDER RE RAMBUS'S REQUEST FOR A CASE MANAGEMENT CONFERENCE REGARDING SAMSUNG'S § 17200 CLAIM
IN CASE NOS. C-05-00334 AND C-05-02298

1 Rambus has requested a case management conference to be held before April 24, 2009 to
2 clarify the status of the bench trial held late last year involving: (a) Samsung's breach of contract and
3 related counterclaims and affirmative defenses and (b) Samsung's unclean hands defense and §
4 17200 counterclaim based on allegations that Rambus spoliated evidence.


5 In its Order Entering Stay of Proceedings in Case Nos. C-05-00334, C-05-02298 and C-06-
6 00244 filed February 3, 2009 the court stated:

7 Although the court hereby stays the Northern California actions other than the
8 *Hynix I Action*, it will continue to issue orders on matters other than *in limine* motions
under submission in those cases. The stay will not apply to any request pertaining to
those orders or to any otherwise applicable time limit with respect to them.

9
10 8:4-7. The matters under submission include the Samsung claims set forth above. The court has not
11 modified the stay order. In other words, the court does intend to issue its findings of fact and
12 conclusions of law on the subject Samsung claims. The court anticipates that the findings and
13 conclusions on the breach of contract and related counterclaims and affirmative defenses will be
14 issued before April 24, 2009. The findings and conclusions on the unclean hands defense and §
15 17200 counterclaims based upon allegations that Rambus spoliated evidence will most likely not be
16 issued before April 24, 2009. The court did not understand there to be urgency in issuing these
17 orders given the stay order which precludes any judgment in the Samsung matters being entered
18 pending the lifting of the stay and the trial of the remaining issues.

19 If the above information does not clarify the question raised by Rambus's request, the parties
20 may set a telephone conference at a mutually agreed upon time.

21 DATED: 4/13/09


22 RONALD M. WHYTE
United States District Judge
23
24
25
26
27
28

Notice of this document has been electronically sent to counsel in: all cases.

		Appearances:			
		05-00334	05-02298	06-00244	00-20905
Counsel	Email				
Rambus:					
Kathryn Kalb Anderson	Kate.Anderson@mto.com	x		x	
Peter A. Detre	detrepa@mto.com	x	x	x	x
Erin C. Dougherty	erin.dougherty@mto.com	x	x	x	x
Sean Eskovitz	sean.eskovitz@mto.com	x	x	x	x
Burton Alexander Gross	Burton.Gross@mto.com	x	x	x	x
Keith Rhoderic Dhu Hamilton, II	keith.hamilton@mto.com	x	x	x	x
Pierre J. Hubert	phubert@mckoolsmith.com	x	x	x	x
Andrea Jill Weiss Jeffries	Andrea.Jeffries@mto.com	x	x	x	
Miriam Kim	Miriam.Kim@mto.com	x	x	x	x
Carolyn Hoecker Luedtke	carolyn.luedtke@mto.com	x	x	x	x
Steven McCall Perry	steven.perry@mto.com	x	x	x	x
Jennifer Lynn Polse	jen.polse@mto.com	x	x	x	x
Matthew Thomas Powers	mpowers@sidley.com	x			
Rollin Andrew Ransom	rransom@sidley.com	x	x	x	x
Rosemarie Theresa Ring	rose.ring@mto.com	x	x	x	x
Gregory P. Stone	gregory.stone@mto.com	x	x	x	x
Craig N. Tolliver	ctolliver@mckoolsmith.com	x	x	x	x
Donald Ward	Bill.Ward@mto.com	x	x	x	
David C. Yang	david.yang@mto.com	x	x	x	x
Douglas A. Cawley	dcawley@mckoolsmith.com			x	
Scott L Cole	scole@mckoolsmith.com			x	
William Hans Baumgartner, Jr	wbaumgartner@sidley.com				x
Scott W. Hejny	shejny@sidley.com				x
Kelly Max Klaus	kelly.klaus@mto.com				x
Catherine Rajwani	crajwani@sidley.com				x
Thomas N Tarnay	ttarnay@sidley.com				x
Hynix:					
Theodore G. Brown , III	tgbrown@townsend.com	x	x	x	x
Daniel J. Furniss	djfurniss@townsend.com	x			x
Joseph A. Greco	jagreco@townsend.com	x			x
Julie Jinsook Han	JJHan@townsend.com	x	x	x	
Tomomi Katherine Harkey	tharkey@omm.com	x			x
Jordan Trent Jones	jtjones@townsend.com	x			x
Patrick Lynch	plynch@omm.com	x			x
Kenneth Lee Nissly	kennissly@omm.com	x		x	x
Kenneth Ryan O'Rourke	korourke@omm.com	x			x
Belinda Martinez Vega	bvega@omm.com	x	x	x	x
Geoffrey Hurndall Yost	gyost@thelenreid.com	x	x	x	x
Susan Gregory van Keulen	svankeulen@omm.com	x		x	x
Allen Ruby	ruby@allenrubylaw.com				x
Micron:					
Robert Jason Becher	robertbecher@quinnemanuel.com	x		x	x
John D Beynon	john.beynon@weil.com	x	x	x	x
Jared Bobrow	jared.bobrow@weil.com	x	x	x	x
Yonaton M Rosenzweig	yonirosenzweig@quinnemanuel.com	x		x	x
Harold Avrum Barza	halbarza@quinnemanuel.com			x	

1	Linda Jane Brewer	lindabrewer@quinnemanuel.com				X	
2	Aaron Bennett Craig	aaroncraig@quinnemanuel.com				X	X
	Leeron Kalay	kalay@fr.com				X	
	David J. Lender	david.lender@weil.com				X	
3	Rachael Lynn Ballard McCracken	rachaelmccracken@quinnemanuel.com				X	
	Sven Raz	sven.raz@weil.com				X	
4	David J. Ruderman	davidruderman@quinnemanuel.com				X	
5	Elizabeth Stotland Weiswasser	elizabeth.weiswasser@weil.com				X	
6	Nanya:						
	Jason Sheffield Angell	jangell@orrick.com	X	X		X	X
7	Kristin Sarah Cornuelle	kcornuelle@orrick.com	X	X		X	
	Chester Wren-Ming Day	cday@orrick.com	X				
8	Jan Ellen Ellard	jellard@orrick.com	X			X	
	Vickie L. Feeman	vfeeman@orrick.com	X	X		X	
9	Robert E. Freitas	rfreitas@orrick.com	X				
	Craig R. Kaufman	hlee@orrick.com	X				
10	Hao Li	hli@orrick.com	X				
	Cathy Yunshan Lui	clui@orrick.com	X				
11	Theresa E. Norton	tnorton@orrick.com	X				
	Mark Shean	mshean@orrick.com	X				
12	Kaiwen Tseng	ktseng@orrick.com	X				
13	Samsung:						
	Steven S. Cherensky	steven.cherensky@weil.com	X	X			
14	Dana Prescott Kenned Powers	dana.powers@weil.com	X	X		X	
15	Matthew Douglas Powers	matthew.powers@weil.com , matthew.antonelli@weil.com	X	X			
16	Edward Robert Reines	Edward.Reines@weil.com	X	X			X
17	United States Dept. of Justice						
	May Lee Heye	may.hey@usdoj.gov					X
18	Eugene S. Litvinoff	eugene.litvinoff@usdoj.gov					X
	Niall Edmund Lynch	Niall.Lynch@USDOJ.GOV					X

Counsel are responsible for distributing copies of this document to co-counsel that have not registered for e-filing under the court's CM/ECF program in each action.

Dated: 4/13/09 TER
Chambers of Judge Whyte